

1631



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of: Wilkes et al.

Application No. 09/975,530

Filed: October 10, 2001

Confirmation No. 9402

For: DRIFT COMPENSATION METHOD FOR
FINGERPRINT SPECTRA

Examiner: Cheyne D. Ly

Art Unit: 1631

Attorney Reference No. 4239-60896-01

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney
for Applicant(s)

William D Noonan
William D. Noonan, M.D.

Date Mailed April 28, 2004

COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

STATEMENT OF SUBSTANCE OF INTERVIEW

This responds to the Office action dated April 1, 2004, which includes an Interview Summary prepared by Examiner Ly regarding an examiner-initiated interview on March 31, 2004 with attorney for applicants. Applicants' statement of the substance of this interview is provided in the remarks that follow.

Remarks begin on page 2.

Remarks

On March 31, 2004, Examiner Ly called William D. Noonan, M.D., attorney for applicants, and said that he had withdrawn the prior art rejections made in the final Office action, but would perform some additional searching. Examiner Ly also indicated that he would issue his next communication regarding this application in about 30 days. The Examiner's March 31, 2004, confirmation of that telephone conversation noted that the March 15, 2004, response was under further consideration.

As noted in applicants' Amendment After Final Rejection mailed March 12, 2004, it is applicants' understanding that the January 12, 2004, final rejection has been vacated. Applicants request that the Examiner confirm in writing that the January 12, 2004, final rejection has been vacated, such that the six-month statutory period for response does not continue to run.

Respectfully submitted,

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